

COUNTY OF KAUAI
Minutes of Meeting
Open Session

Board/Committee:	LIQUOR CONTROL COMMISSION	Meeting Date	June 22, 2017
Location	Mo'ikeha Building, Meeting Room #3	Start of Meeting: 4:00 p.m.	End of Meeting: 4:11 p.m.
Present	Chair Pro Tem Gerald Matsunaga; Members: Shirley Akita, Paul Endo, and Gary Pacheco Also: Liquor Control Staff: Director Gerald Rapozo, Private Secretary Cherisse Zaima; Deputy County Attorney Nicholas Courson		
Excused	Vice Chair William Gibson, Maryanne Kusaka, and Jean Iida		
Absent			

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SUBJECT	DISCUSSION	ACTION
Call To Order		Chair Pro Tem Matsunaga called the meeting to order at 4:00 p.m. with 4 members present, constituting a quorum.
Roll Call	Director Rapozo called roll, noting 4 members were present.	
Approval of the Agenda		Mr. Pacheco moved to approve the agenda. Mr. Endo seconded the motion. Motion carried 4:0.
Approval of the Minutes	<u>APPROVAL OF THE MINUTES OF JUNE 1, 2017</u>	Ms. Akita moved to approve minutes of June 1, 2017. Mr. Pacheco seconded the motion. Motion carried 4:0.
1.	<u>DIRECTOR'S REPORT:</u> a) <u>INVESTIGATORS' REPORTS</u> b) <u>INCOMING COMMUNICATIONS:</u> (1) From MHW, Ltd. (2) From Avid Marketing Group (3) From Delicato Family Vineyards (4) From Constellation Brands, Inc.	

	<p>(5) From Jackson Family Enterprises (6) Disturbance Reports from Big Wave Dave’s. Kauai Beach Resort, and Nāwiliwili Tavern (2)</p> <p>c) <u>OUTGOING COMMUNICATIONS:</u> (1) To MHW, Ltd. (2) To Avid Marketing Group (3) To Delicato Family Vineyards (4) To Jackson Family Enterprises (5) To Constellation Brands, Inc.</p> <p>d) <u>EMPLOYEES IN LICENSED PREMISES:</u> Managers and Assistant Managers – See Attachment</p> <p>e) <u>ACTIONS OF THE DIRECTOR:</u> (1) BAMBOO (2) KILOHANA (3) MAKAI GOLF CLUB AT THE ST. REGIS PRINCEVILLE RESORT (4) PIETRO’S PIZZA (5) THE WINE SHOP (6) EL AZTECA (7) WEST KAUAI BUSINESS AND PROFESSIONALS ASSOCIATION (8) KAUAI CHAMBER OF COMMERCE (9) KAUAI UNITED WAY</p> <p>f) <u>INFORMATIONAL MATTERS:</u></p>	
2.	<u>RENEWAL OF LIQUOR LICENSES (see Attachment B):</u>	<p>Mr. Endo moved to accept Items 1(a) through 1(e). Mr. Pacheco seconded the motion. Motion carried 4:0.</p> <p>Mr. Pacheco moved to approve the renewal of liquor licenses. Mr. Endo seconded the motion. Motion carried 4:0.</p>

3.	<u>RENEWAL OF ANNUAL PERMITS (see Attachment C):</u>	Ms. Akita moved to approve the renewal of annual permits. Mr. Pacheco seconded the motion. Motion carried 4:0.
	<p><u>REQUEST FOR WAIVER OF RULE:</u></p> <p><u>KAUAI BEER COMPANY:</u> Pursuant to Rule 7.4(f) of the Rules and Regulations of the Liquor Commission of the County of Kauai, Kauai Brewers LLC dba Kauai Beer Company is requesting a waiver of Rule 7.4(e) Condition of Premises.</p> <p>Director Rapozo informed the Commission that Mr. Guerber has requested a deferral of this item to the next meeting, explaining that the licensee has been having some difficulties in scheduling their electrical inspection.</p> <p>Commissioner Matsunaga asked if the licensee had indicated how much time they would require to which Director Rapozo replied they anticipate being ready by the next meeting.</p>	Ms. Akita moved to defer the request for waiver of rule to the July 6, 2017 meeting. Mr. Pacheco seconded the motion. Motion carried 4:0.
5.	<p><u>CHANGE IN CORPORATE OFFICERS:</u></p> <p>a) <u>KAWAILOA DEVELOPMENT LLP:</u> Retirement of Toshiyuki Matsumoto as Director.</p> <p>b) <u>SEVEN-ELEVEN HAWAII, INC.:</u> Election of Gregory Ayres Hanna as President/CEO, Masae Shimatani Dote as Chief Financial Officer, and Eric Takao Kawatani as Secretary; appointment of Kazuki Furuya as Director; and removal of Toshifumi Suzuki as Director and CEO.</p> <p>c) <u>POIPU BEACH VILLAS:</u> Removal of Todd N. Hadley as President</p> <p>d) <u>HOLO HOLO CHARTERS:</u> Removal of Marisela Millett as Vice President</p>	Mr. Pacheco moved to accept the change in corporate officers. Mr. Endo seconded the motion. Motion carried 4:0.

6.	<p><u>CHANGE IN FIRM NAME:</u></p> <p><u>SOUTHERN GLAZER'S WINE AND SPIRITIS, LLC:</u> Change of firm name on Wholesale License No. 3G-005 from "Southern Wine & Spirits Of Hawaii/American Wine & Spirits/ Pacific Wine & Spirits" to "Southern Glazer's of HI/SGWS".</p>	Mr. Endo moved to accept the change in firm name. Mr. Pacheco seconded the motion. Motion carried 4:0.
7.	<p><u>REQUEST FOR ALCOHOL PURCHASE PERMIT:</u></p> <p><u>NATIONAL TROPICAL BOTANICAL GARDEN:</u> Request for permit to purchase Ethanol.</p>	Mr. Endo moved to approve the request for alcohol purchase permit. Mr. Pacheco seconded the motion. Motion carried 4:0
8.	<p><u>PERMANENT DECREASE OF PREMISES:</u></p> <p><u>THE CLUB AT KUKUI'ULA:</u> Request for permanent decrease of premises to exclude the Huakai Outfitters space, per diagram submitted, in order to proceed in applying for a New Retail Dealer General license using the Huakai Outfitters floorplan.</p>	Mr. Pacheco moved to approve the permanent decrease of premises. Mr. Endo seconded the motion. Motion carried 4:0.
9.	<p><u>NEW LIQUOR LICENSE:</u></p> <p><u>RUTH'S CHRIS STEAK HOUSE:</u> Application No. 2017-125 was filed on May 30, 2017 by Kauai Steak House, LLC dba Ruth's Chris Steak House for a Restaurant General (no live entertainment, no dancing) license at the Shops at Kukui'ula located at 2829 Ala Kalanikaumaka Street, Suite F207 A, Kōloa, Kauai, Hawaii. Deposited \$450.</p>	Mr. Pacheco moved to accept Application No. 2017-125 for publication and public hearing. Motion carried 4:0.
10.	<p><u>DEPARTMENT HEAD SALARY INCREASE:</u></p> <p>Deputy County Attorney Courson noted that if the Commission wanted to discuss any personnel matter relating to the Director, he would advise that they go into executive session. Commissioner Matsunaga stated he did not</p>	

	<p>think that was necessary. Attorney Courson explained the Salary Commission approved a Resolution raising the annual salary cap of the Director of Liquor Control to \$109,560. Should the Commission want to grant a salary increase to the Liquor Control Director, they may do so up to that cap amount. He stated that he would normally suggest an item like this be deferred until the full commission was present; however, the new fiscal year begins July 1, it would be helpful to HR to get this done as soon as possible as long as there is no contention.</p> <p>Commissioner Akita asked what criteria was used by the Salary Commission to determine each department head's increase to which Attorney Courson replied he would check on that.</p>	
Announcements	Next Scheduled Meeting: Thursday, July 6, 2017 – 4:00 pm, Mo'ikeha Building, Meeting Room #3.	
Adjournment		Chair Pro Tem Matsunaga adjourned the meeting at 4:11 p.m.

Submitted by: _____
Cherisse Zaima, Private Secretary

Reviewed and Approved by: _____
Gerald Matsunaga, Chair Pro Tem